THE HON'BLE MS JUSTICE G. ROHINI

W.P.No.21605 of 2005

Dated: 16-06-2006

Between:

Smt K. Nagaveni.

..Petitioner

and

The District Collector, Khammam, Khammam District and another.

..Respondents.

THE HON'BLE MS JUSTICE G. ROHINI

W.P.No.21605 of 2005

ORDER:

The first respondent-District Collector, vide proceedings dated 23-09-2005

cancelled the caste certificate of the petitioner in exercise of the powers under the Andhra Pradesh (SC, ST, BC's) Regulation of Issue of Community Certificates Act, 1993 (for short 'the Act'). Against the said proceedings, the petitioner preferred an appeal before the second respondent-Government under Section 7 of the Act, which is admittedly pending. The only grievance of the petitioner in this writ petition is that pending the said appeal, the second respondent failed to consider his application for stay of operation of the order of cancellation dated 23-09-2005. This Court, while directing rule nisi by order, dated 04-10-2005, granted suspension of the order of the first respondent dated 23-09-2005.

Having heard the learned counsel for both the parties and having regard to the fact that a statutory appeal is pending before the second respondent, without expressing any opinion on merits, the writ petition is disposed of with a direction to the second respondent to dispose of the appeal pending on its file in accordance with law as expeditiously as possible, preferably, within a period of six months from the date of receipt of a copy of this order. Till such time, the order passed by the first respondent, dated 23-09-2005 shall not be given effect to. No costs.

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G. ROHINI, J

Dated: 16-06-2006

sj